



City Council Agenda

Council President
Tom Boyajian

Councilmembers

Garry Bredefeld, Acting Council President
Chris Mathys,
Henry Perea

Sal Quintero
Daniel Ronquillo
Ken Steitz

City Manager
Jeffrey M. Reid

City Clerk
Rebecca E. Klisch

City Attorney
Hilda Cantú Montoy

The meeting room is accessible to the physically disabled, and the services of a translator can be made available. Requests for additional accommodations for the disabled, signers, assistive listening devices, or translators should be made one week prior to the meeting. Please call City Clerk's Office at 498-1321

The City Council welcomes you to this meeting.

TUESDAY, AUGUST 22, 2000

IF YOU WOULD LIKE TO SPEAK, FILL OUT A SPEAKER REQUEST FORM AVAILABLE FROM THE CITY CLERK'S OFFICE AND IN THE COUNCIL CHAMBERS. THE AGENDA IS AVAILABLE ON (www.ci.fresno.ca.us). THE COUNCIL MEETING CAN ALSO BE HEARD LIVE AT THE SAME WEB SITE ADDRESS.

9:00 A.M. COUNCIL ROLL CALL

Invocation by Hap Cluff, Director of Information Systems Department
Pledge of Allegiance to the Flag

Proclamation of "FRESNO AREA EXPRESS 25TH YEAR ANNIVERSARY OF PARATRANSIT OPERATION DAY"

Proclamation of "PHILLIP E. HAUCK DAY" - Councilmember Mathys

Proclamation of "KEMISOLE SOLWAZI DAY" - Council President Boyajian

COUNCIL ACTION OF UNSCHEDULED ITEMS, IF ANY, SHALL BE LIMITED TO REFERRING THE ITEM TO STAFF FOR A REPORT AND POSSIBLE SCHEDULING ON A FUTURE COUNCIL AGENDA. FOR EACH MATTER CONSIDERED BY THE COUNCIL, THERE WILL FIRST BE A STAFF PRESENTATION, FOLLOWED BY A PRESENTATION FROM THE PROJECT APPLICANT. TESTIMONY FROM THOSE IN ATTENDANCE WILL THEN BE TAKEN. ALL TESTIMONY GIVEN WILL BE LIMITED TO THREE MINUTES PER PERSON.

THE THREE LIGHTS ON THE PODIUM NEXT TO THE MICROPHONE WILL INDICATE THE AMOUNT OF TIME REMAINING FOR THE SPEAKER. THE GREEN LIGHT WILL BE TURNED ON WHEN THE SPEAKER BEGINS. THE YELLOW LIGHT WILL COME ON WITH ONE MINUTE REMAINING AND ONE TONE WILL SOUND. THE SPEAKER SHOULD BE COMPLETING THE TESTIMONY BY THE TIME THE RED LIGHT COMES ON AND TWO TONES SOUND, INDICATING THAT TIME HAS EXPIRED.

Approve minutes of August 15, 2000

Action Taken:

Approve Agenda

Action Taken:

Adopt Consent Calendar

Action Taken:

TIME SCHEDULED HEARINGS AND MATTERS

9:30 A.M. HEARING to consider Text Amendment No. TA-00-04 to the text of the Fresno Municipal Code and related environmental findings

Action Taken:

A. * BILL NO. B-52 (Intro. 8/15/00) - Consider Text Amendment No. TA-00-04 to the text of the Fresno Municipal Code and related environmental findings, proposing to remove the restriction of offices on the ground floor only in the R-P District (Section 12-215.1-c)

Action Taken:

9:35 A.M. Approve the Elaine R. Long Cardroom Management/Pointholder Permit Application - Club One, Inc.

Action Taken:

9:40 A.M. Appearance by Rick Flores to discuss his opposition to Fresno Area Express (FAX) going on strike

Action Taken:

9:45 A.M. Appearance by Bob Brown of Veterans Stand Down to discuss concerns of the homeless veterans of Fresno and request Council to assist in the funding of a shelter for the homeless veterans during the winter - Councilmember Quintero

Action Taken:

9:50 A.M. Appearance by Barbara Hunt requesting Council take action relating to contracting out to complete City of Fresno projects and the process of advertising opening for City jobs

Action Taken:

a. Request action and a solution to the legal issues relating to the Fresno County Elections Office

Action Taken:

9:55 A.M. Appearance by Joan Underdown to discuss Fresno being named as an All America City and discuss the City's need to enter the new age technology of firefighting with infrared thermal imaging cameras.

Action Taken:

10:00 A.M.#1 HEARING relating to Community Facilities District No. 2, Annexation No. 23
(Continue to 8/29/00 @ 10:30 a.m.)

Action Taken:

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

TIME SCHEDULED HEARINGS AND MATTERS CONTINUED

10:00 A.M.#2

DISCUSSION OF CONTESTED CONSENT ITEMS (IF ANY)

11:00 A.M. Appearance by Steve Hoyt with Local Government Commission to make a presentation of Reducing Motor Vehicle Emissions (REMOVE), infill housing project for the City of Fresno - Council President Boyajian

Action Taken:

4:00 P.M. Request by Mayor Patterson for Council to reconsider action denying adoption of the third amendment to PAR No. 2000-184 adding four (4) positions, one (1) position to the business office and three (3) positions to the Police Department's property and evidence room

Action Taken:

- a. **RESOLUTION** - 3rd amendment to PAR No. 2000-184 adding four (4) positions to the Police Department

Action Taken:

4:30 P.M.

CLOSED SESSION

A. **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION** - Government Code Section 54956.9, Subdivision (a)

1. **Case Name:** Trina Fowler v. City of Fresno
2. **Case Name:** Spano (Fresno Supreme) v. City of Fresno v. Spano
3. **Case Name:** William B. Saleh Company, Inc., vs. Long Construction, Bud Long dba Long Construction, City of Fresno, Fresno County Superior Court, Division, Case No. C00903166-7

Action Taken:

B. **CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION** - Government Code Section 54956.9, Subdivision (b)

Significant Exposure to Litigation:

1. **Case Name:** Claim of Phylicia M. Haro, a minor
2. **Case Name:** Claim of Brian Musgrave

Action Taken:

C. **CONFERENCE WITH LEGAL COUNSEL - DECIDING WHETHER TO INITIATE LITIGATION** - Government Code Section 54956.9, subdivision (c)

1. **Case Name:** City of Fresno v. P.R. Farms, et al. (Title Claims - Pinedale/Sugar Pine Trail)
2. **Case Name:** City of Fresno v. Long Construction, Inc., Fresno Convention Investors, Inc., Bud Long, Inc., dba Fresno Convention Investors

Action Taken:

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

TIME SCHEDULED HEARINGS AND MATTERS CONTINUED

5:30 P.M. **CONTINUED HEARING** to consider Plan Amendment No. 99-21 and Rezoning Application No. R-99-32 and related Environmental Assessment No. A-99-21, R-99-32, filed by Scott Ellis, for 43.2 acres on the north side of E. Shepherd Avenue between N. Cedar and N. Maple Avenues

Action Taken:

1. Consider Environmental Assessment/Mitigated Negative Declaration No. A-99-21, R-99-32 dated June 12, 2000

Action Taken:

2. **RESOLUTION** - Amending the Woodward Park Community Plan

Action Taken:

3. **BILL** - Amending the Official Zone Map to rezone property from the C-P/UGM, R-2/UGM, C-R/UGM, and AE-20/UGM to the C-1/UGM, R-2/UGM, and C-P/UGM zone districts

Action Taken:

1A. **GENERAL CONSENT CALENDAR**

(ALL CONSENT CALENDAR ITEMS ARE CONSIDERED TO BE ROUTINE AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS REQUESTED, IN WHICH EVENT THE ITEM WILL BE REMOVED FROM THE CONSENT CALENDAR AND CONSIDERED AT 10:00 A.M.)

1. **RESOLUTION** - Authorize the City of Fresno to enter into an agreement with the 21st District Agricultural Association to provide policing services at the 2000 Fresno District Fair

Action Taken:

2. Approve Contract Change Order No. 4 with Spiniello Companies for the sanitary sewer rehabilitation by method of cured in place pipe

Action Taken:

3. * **RESOLUTION** - 374th amendment to MFS No. 80-420 increasing green fees at Palm Lakes and Riverside Municipal Golf Courses

Action Taken:

4. * **RESOLUTION** - 2nd amendment to Salary Resolution No. 2000-186 amending the salary ranges of two classes, Chief Engineering Inspector and Housing Program Supervisor

Action Taken:

5. Award a contract for consultant services to conduct a fleet competitiveness assessment

Action Taken:

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

1A. **GENERAL CONSENT CALENDAR CONTINUED**

6. Approve criteria and process for designating future community revitalization areas
Action Taken:
7. Adopt proposed street alignments for Tentative Parcel Map 2000-12, a 60-parcel industrial development on the northwest corner of E. Clinton and N. Fowler Avenues
Action Taken:
8. Approve appointment of Interim Controller
Action Taken:
9. * **RESOLUTION** - 28th amendment to AAR No. 2000-183 appropriating \$600,000 for the construction management contract for the multi-purpose stadium (*Requires 5 affirmative votes*)
Action Taken:

1B. **CONSENT CALENDAR - BILL FOR INTRODUCTION - PINK TABS**

1. * **BILL** - Amending Subsection (a) of Section 8-1206 of the Fresno Municipal Code relating to the Mobilehome Park Rent Review Commission
Action Taken:

2. **PLANNING AND ZONING ADMINISTRATION**

3. **GENERAL ADMINISTRATION**

- A. Proposed appointment of Donald H. Burson to the Mobilehome Rent Review Commission - Mayor Patterson (*For introduction*)
Action Taken:
- B. Proposed appointment of Richard B. Jordan to the Fresno Mosquito and Vector Control District - Mayor Patterson (*For introduction*)
Action Taken:

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

4. **CITY ATTORNEY**

5. **CITY COUNCIL**

A. **ITEM REMOVED FROM AGENDA**

- B. Request the City Manager to direct the Parks Department to make public the City's policy on the commercial use of City-owned tennis courts (ie. instructors using the tennis courts to give lessons for an hourly fee) - Councilmember Mathys

Action Taken:

- C. * **RESOLUTION** - 32nd amendment to AAR No. 2000-183 appropriating \$3,800 of District 6's general fund infrastructure budget and \$5,000 of District 5's general fund infrastructure budget to fund the Fresno City Police Memorial - Acting President Bredefeld and Councilmember Quintero (***Requires 5 affirmative votes***)

Action Taken:

- D. Request the City Manager to provide the City Council with a report within 10 days on the status of the common area maintenance of the Meridian Development at Bullard and Cecilia and the City's position on releasing the developer from project - Councilmember Mathys

Action Taken:

6. **CITY/COUNTY INTERGOVERNMENTAL RELATIONS**

7. **UNSCHEDULED ORAL COMMUNICATIONS** - You may address the City Council at the conclusion of the Council meeting regarding items that are not listed on the agenda. The policy is to limit your presentation to three (3) minutes pursuant to Ordinance No. 96-67. Please be present at the conclusion of the meeting if you wish to be heard. Anyone wishing to be placed on an agenda for a specified topic should contact the City Clerk Department at least 10 days prior to the desired date of appearance.

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

SCHEDULED COUNCIL HEARINGS AND MATTERS

- Aug. 29 - 9:30 A.M. HEARING** re: P.A. No. A-00-04, Rezone Appl. No. R-00-06, filed by Burgess Smith Development
- Aug. 29 - 10:00 A.M. TEFRA HEARING** re: City Hall refinancing
- Aug. 29 - 10:15 A.M.** Appearance by Pacific Bell to present a check, funds raised for the Park Pitch - Council President Boyajian
- Aug. 29 - 10:30 A.M. CONTINUED HEARING** re: Community Facilities District No. 2, Annexation No. 23
- Aug. 29 - 11:00 A.M. HEARING** re: R-00-011, located at 6875 N. Milburn, filed by Richard Ginder, Jr.
- Sept. 5 - NO MEETING COUNCIL VACATION**
- Sept. 12 - NO MEETING COUNCIL VACATION**
- Sept. 19 - 10:00 A.M. HEARING** re: Rezone Appl. No. R-00-20, filed by Norman and Iola Mae Liddell
- Sept. 19 - 10:30 A.M. HEARING** to name park at Forkner & Herndon after the Machado family - Councilmember Mathys
- Sept. 19 - 10:45 A.M.** Approval of cardroom permit application of David Chanduloy
- Sept. 19 - 11:00 A.M.** Presentation by COG relating to the Herndon Avenue Specific Study
- Sept. 19 - 4:00 P.M. HEARING** to consider Planning Commission's action on CUP No. C-00-127, filed by Xeng Pao Mona and Ed Erganian - 335 E. Olive
- Sept. 26 - 10:00 A.M. HEARING** re: Behymer/Maple Reorganization No. 3, filed by the City of Fresno

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